

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

DARREN GILBERT,

Plaintiffs,

v.

MANCYGA COMMERCIAL, LLC, et al.,

Defendants.

Case No. 1:21-cv-00863-DAD-EPG

ORDER DIRECTING CLERK OF COURT TO  
CLOSE CASE IN LIGHT OF PLAINTIFF'S  
NOTICE OF VOLUNTARY DISMISSAL

(ECF NO. 13)

This matter is before the Court on Plaintiff's notice of voluntary dismissal (ECF No. 13), with prejudice, pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i), as Defendants have not filed an answer or motion for summary judgment. In light of the voluntary dismissal, this action has been terminated, Fed. R. Civ. P. 41(a)(1)(A)(i), and has been dismissed. *See Wilson v. City of San Jose*, 111 F.3d 688, 692 (9th Cir. 1997).

Accordingly, the Clerk of Court is respectfully directed to close the case.

IT IS SO ORDERED.

Dated: **September 23, 2021**

/s/ Eric P. Gray  
UNITED STATES MAGISTRATE JUDGE